

amendment SA 1542 proposed by Mr. SPECTER to the bill H.R. 2660, supra; which was ordered to lie on the table.

SA 1551. Mr. CONRAD submitted an amendment intended to be proposed to amendment SA 1542 proposed by Mr. SPECTER to the bill H.R. 2660, supra; which was ordered to lie on the table.

SA 1552. Ms. MIKULSKI (for herself, Ms. COLLINS, Mr. KERRY, Mr. JEFFORDS, Mrs. CLINTON, Mrs. MURRAY, Mr. DASCHLE, Mr. LIEBERMAN, Mr. BIDEN, Mr. LAUTENBERG, Mr. SARBANES, Mr. KOHL, Mr. LEAHY, Mr. SCHUMER, Mr. EDWARDS, Mr. CORZINE, Ms. LANDRIEU, Mr. BAUCUS, Mr. DURBIN, Mr. DODD, Mr. REID, Mr. NELSON of Florida, Mr. BINGAMAN, Mr. SMITH, Ms. SNOWE, and Ms. CANTWELL) proposed an amendment to amendment SA 1542 proposed by Mr. SPECTER to the bill H.R. 2660, supra.

SA 1553. Mr. DORGAN (for himself, Mr. INHOFE, Mr. LAUTENBERG, Mr. CONRAD, Mr. KERRY, Mrs. MURRAY, Mr. DASCHLE, Mr. NELSON of Nebraska, Mr. JOHNSON, Mr. ALLEN, Mr. HAGEL, Mr. CORZINE, Mr. AKAKA, Mrs. CLINTON, Mr. BAUCUS, and Mr. NELSON of Florida) proposed an amendment to amendment SA 1542 proposed by Mr. SPECTER to the bill H.R. 2660, supra.

SA 1554. Mr. DAYTON proposed an amendment to amendment SA 1542 proposed by Mr. SPECTER to the bill H.R. 2660, supra.

SA 1555. Mr. DEWINE submitted an amendment intended to be proposed to amendment SA 1542 proposed by Mr. SPECTER to the bill H.R. 2660, supra; which was ordered to lie on the table.

#### TEXT OF AMENDMENTS

**SA 1547.** Mr. REID (for himself, Mr. BINGAMAN, Mrs. MIKULSKI, Mrs. MURRAY, Mr. KENNEDY, Mr. KERRY, and Mr. CORZINE) proposed an amendment to amendment SA 1542 proposed by Mr. SPECTER to the bill H.R. 2660, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 2004, and for other purposes; as follows:

At the end of title III, insert the following:  
SEC. 306. (a) In addition to any amounts otherwise appropriated under this Act, there are appropriated, out of any money in the Treasury not otherwise appropriated—

(1) an additional \$20,000,000 to carry out part H of title I of the Elementary and Secondary Education Act of 1965 (dropout prevention);

(2) an additional \$85,000,000 to carry out title III of the Elementary and Secondary Education Act of 1965 (language instruction);

(3) an additional \$6,449,000 to carry out part A of title V of the Higher Education Act of 1965 (Hispanic-serving institutions);

(4) an additional \$4,587,000 to carry out part C of title I of the Elementary and Secondary Education Act of 1965 (migrant education);

(5) an additional \$11,000,000 to carry out high school equivalency program activities under section 418A of the Higher Education Act of 1965 (HEP);

(6) an additional \$1,000,000 to carry out college assistance migrant program activities under section 418A of the Higher Education Act of 1965 (CAMP);

(7) an additional \$12,776,000 to carry out subpart 16 of part D of title V of the Elementary and Secondary Education Act of 1965 (parental assistance and local family information centers); and

(8) an additional \$69,000,000 to carry out migrant and seasonal Head Start programs: *Provided*, That such sum shall be in addition

to funds reserved for migrant, seasonal, and other Head Start programs under section 640(a)(2) of the Head Start Act.

(b) Of the funds appropriated in this Act for the National Institutes of Health, \$150,000,000 shall not be available for obligation until September 30, 2004.

(c) The amount \$6,895,199,000 in section 305(a)(1) of this Act shall be deemed to be \$7,105,011,000 and the amount \$6,783,301,000 in section 305(a)(2) of this Act shall be deemed to be \$6,573,489,000.

**SA 1548.** Mr. CAMPBELL (for himself, Mr. CHAMBLISS, Mr. INOUE, Mr. BUNNING, Mr. LIEBERMAN, and Ms. LANDRIEU) submitted an amendment intended to be proposed by him to the bill H.R. 2660, making appropriations for the Departments of Labor, Health, and Human Services, and Education, and related agencies for the fiscal year ending September 30, 2004, and for other purposes; which was ordered to lie on the table, as follows:

At the appropriate place, insert the following:

#### SEC. \_\_\_\_ . SUMMER HEALTH CAREER INTRODUCTORY PROGRAMS.

(a) FINDINGS.—Congress finds that—

(1) the success of the health care system is dependent on qualified personnel;

(2) hospitals and health facilities across the United States have been deeply impacted by declines among nurses, pharmacists, radiology and laboratory technicians, and other workers;

(3) the health care workforce shortage is not a short term problem and such workforce shortages can be expected for many years; and

(4) most States are looking for ways to address such shortages.

(b) GRANTS.—The Secretary of Health and Human Services, acting through the Bureau of Health Professions of the Health Resources and Services Administration, may award not to exceed 5 grants for the establishment of summer health career introductory programs for middle and high school students.

(c) ELIGIBILITY.—To be eligible to receive a grant under subsection (b) an entity shall—

(1) be an institution of higher education (as defined in section 101(a) of the Higher Education Act of 1965 (20 U.S.C. 1001(a)); and

(2) prepare and submit to the Secretary of Health and Human Services an application at such time, in such manner, and containing such information as the Secretary may require.

(d) DURATION.—The term of a grant under subsection (b) shall not exceed 4 years.

(e) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section, such sums as may be necessary for each of fiscal years 2004 through 2007.

**SA 1549.** Mr. LAUTENBERG (for himself, Mr. CORZINE, Mr. DORGAN, Ms. LANDRIEU, and Mrs. MURRAY) submitted an amendment intended to be proposed to amendment SA 1542 proposed by Mr. SPECTER to the bill H.R. 2660, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 2004, and for other purposes; which was ordered to lie on the table; as follows:

On page 23, between lines 15 and 16, insert the following:

SEC. \_\_\_\_ . In addition to amounts made available under this title to carry out title V of the Older Americans Act of 1965 (42 U.S.C. 3056 et seq.), there shall be made available to carry out such title amounts appropriated for such title for fiscal year 2003 that were rescinded. Amounts made available under this title (including this section) for such purposes shall be used, consistent with the amendments made by the Older Americans Act Amendments of 2000 (Public Law 106-501)—

(1) to award grants, at not less than the program year 2002 grant award level, to all national grantees under such title that received grants for the program year ending June 20, 2003, that—

(A) currently satisfy the responsibility tests under section 514(d) of such title;

(B) meet the eligibility requirements under such title; and

(C) meet or exceed the program year 2002 performance goals of such grantee;

(2) to award grants, with any funds remaining after grants are awarded under paragraph (1), to organizations eligible under such title V based on the results of the competitive process conducted by the Department of Labor in fiscal year 2003 and a determination by the Secretary of Labor that any such organization has demonstrated fiscal integrity and accountability in the administration of Federal grants; and

(3) to implement the requirements of section 514(e) of such title V as amended by the Older Americans Act Amendments of 2000 with respect to any program year 2002 national grantee under such title that failed to meet the performance goals of such grantee.

**SA 1550.** Mr. CONRAD submitted an amendment intended to be proposed to amendment SA 1542 proposed by Mr. SPECTER to the bill H.R. 2660, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 2004, and for other purposes; which was ordered to lie on the table; as follows:

On page 76, between lines 10 and 11, insert the following:

SEC. \_\_\_\_ . (a) ELIGIBILITY.—For the purpose of calculating a payment under section 8003(b)(2) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7703(b)(2)) for any local educational agency described under section 8003(b)(2)(B)(i)(II) of such Act (20 U.S.C. 7703(b)(2)(B)(i)(II)), the Secretary shall treat as eligible any child described in section 8003(a)(1)(D)(i) of such Act (20 U.S.C. 7703(a)(1)(D)(i)) and educated off-base by another local educational agency without tuition charge, if such child meets the requirements of subsection (b).

(b) REQUIREMENTS.—A child referred to in subsection (a), is any child for whom the applicant local educational agency is unable to provide a free public education in such agency's own schools due to grade span limitations or who would have resided in housing on Federal property within the applicant local educational agency's boundaries and been described under section 8003(a)(1)(B) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7703(a)(1)(B)), except that such housing was undergoing renovation or rebuilding, as determined under section 8003(a)(4) of such Act (20 U.S.C. 7703(a)(4)), on the applicant local educational agency's survey date, or both.

(c) EFFECTIVE DATE.—This section shall be effective for any fiscal year beginning with fiscal year 2001.

**SA 1551.** Mr. CONRAD submitted an amendment intended to be proposed to

amendment SA 1542 proposed by Mr. SPECTER to the bill H.R. 2660, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 2004, and for other purposes; which was ordered to lie on the table; as follows:

On page 76, between lines 10 and 11, insert the following:

SEC. \_\_\_\_\_. Notwithstanding section 8002(b)(1)(C) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7702(b)(1)(C)), the Secretary of Education shall take no action to recover payments under title VIII of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7701 et seq.) received by the local educational agency serving New Town, North Dakota for fiscal year 2000.

**SA 1552.** Ms. MIKULSKI (for herself, Ms. COLLINS, Mr. KERRY, Mr. JEFFORDS, Mrs. CLINTON, Mrs. MURRAY, Mr. DASCHLE, Mr. LIEBERMAN, Mr. BIDEN, Mr. LAUTENBERG, Mr. SARBANES, Mr. KOHL, Mr. LEAHY, Mr. SCHUMER, Mr. EDWARDS, Mr. CORZINE, Ms. LANDRIEU, Mr. BAUCUS, Mr. DURBIN, Mr. DODD, Mr. REID, Mr. NELSON of Florida, Mr. BINGAMAN, Mr. SMITH, Ms. SNOWE, and Ms. CANTWELL) proposed an amendment to amendment SA 1542 proposed by Mr. SPECTER to the bill H.R. 2660, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 2004, and for other purposes; as follows:

On page 61, between lines 14 and 15, insert the following:

SEC. \_\_\_\_\_. In addition to any amounts otherwise appropriated under this Act for programs and activities under the Nurse Reinvestment Act (Public Law 107-205) and for other nursing workforce development programs under title VIII of the Public Health Service Act (42 U.S.C. 296 et seq.), there are appropriated an additional \$63,000,000 for such programs and activities: *Provided*, That of the funds appropriated in this Act for the National Institutes of Health, \$80,000,000 shall not be available for obligation until September 30, 2004: *Provided further*, That the amount \$6,895,199,000 in section 305(a)(1) of this Act shall be deemed to be \$6,958,199,000: *Provided further*, That the amount \$6,783,301,000 in section 305(a)(2) of this Act shall be deemed to be \$6,720,301,000.

**SA 1553.** Mr. DORGAN (for himself, Mr. INHOFE, Mr. LAUTENBERG, Mr. CONRAD, Mr. KERRY, Mrs. MURRAY, Mr. DASCHLE, Mr. NELSON of Nebraska, Mr. JOHNSON, Mr. ALLEN, Mr. HAGEL, Mr. CORZINE, Mr. AKAKA, Mrs. CLINTON, Mr. BAUCUS, and Mr. NELSON of Florida) proposed an amendment to amendment SA 1542 proposed by Mr. SPECTER to the bill H.R. 2660, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 2004, and for other purposes; as follows:

On page 76, between lines 10 and 11, insert the following:

SEC. \_\_\_\_\_. In addition to any amounts otherwise appropriated under this Act for Impact Aid programs, there are appropriated an additional \$26,000,000 for Federal property pay-

ments under section 8002 of the Elementary and Secondary Education Act of 1965, an additional \$160,000,000 for basic support payments under section 8003(b) of such Act, and an additional \$1,000,000 for payments for children with disabilities under section 8003(d) of such Act: *Provided*, That of the funds appropriated in this Act for the National Institutes of Health, \$595,000,000 shall not be available for obligation until September 30, 2004: *Provided further*, That the amount \$6,895,199,000 in section 305(a)(1) of this Act shall be deemed to be \$7,082,199,000: *Provided further*, That the amount \$6,783,301,000 in section 305(a)(2) of this Act shall be deemed to be \$6,596,301,000.

**SA 1554.** Mr. DAYTON proposed an amendment to amendment SA 1542 proposed by Mr. SPECTER to the bill H.R. 2660, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 2004, and for other purposes; as follows:

At the end of title III, insert the following:

SEC. 306. Notwithstanding any other provision of this Act, the total amount appropriated, out of any money in the Treasury not otherwise appropriated, to carry out parts B, C, and D of the Individuals with Disabilities Education Act shall be \$22,109,931,000, of which \$20,941,000,000 shall be available to carry out part B of the Individuals with Disabilities Education Act (other than section 619 of such Act).

**SA 1555.** Mr. DEWINE submitted an amendment intended to be proposed to amendment SA 1542 proposed by Mr. SPECTER to the bill H.R. 2660, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 2004, and for other purposes; which was ordered to lie on the table; as follows:

On page 61, between lines 14 and 15, insert the following:

SEC. \_\_\_\_\_. To demonstrate the appreciation that the Senate has for, and to further encourage, the efforts of the Director of the National Institutes of Health in implementing the Pediatric Research Initiative under section 409D of the Public Health Service Act, it is the sense of the Senate that—

(1) the Director should continue the Initiative and emphasize the importance of pediatric research, particularly translational research; and

(2) not later than January of 2004, the Director should continue to report to the Committee on Health, Education, Labor, and Pensions of the Senate and the Committee on Energy and Commerce of the House of Representatives on the status of the Pediatric Research Initiative, including—

(A) the extent of the total funds obligated to conduct or support pediatric research across the National Institutes of Health, including the specific support and research awards allocated by the Office of the Director through the Initiative;

(B) the activities of the cross-institute committee on pediatric research in assisting the Director in considering requests for new or expanded pediatric research to be funded through the Initiative;

(C) how the Director plans to budget dollars toward the Initiative for fiscal year 2004;

(D) the amount the Director has expended to implement the Initiative since the enactment of the Initiative;

(E) the status of any research conducted as a result of the Initiative;

(F) whether that research is translational research or clinical research;

(G) how the Initiative interfaces with the Off-Patent research fund of the National Institutes of Health; and

(H) any recommended modifications that Congress should consider in the authority or structure of the Initiative within the National Institutes of Health for the optimal operation and success of the Initiative.

## AUTHORITY FOR COMMITTEES TO MEET

### COMMITTEE ON ARMED SERVICES

Mr. SPECTER. Mr. President, I ask unanimous consent that the Committee on Armed Services be authorized to meet during the session of the Senate on September 3, 2003, at 9:30 a.m., in closed session to receive a classified Operations/Intelligence briefing regarding ongoing military operations and areas of key concern around the world.

The PRESIDING OFFICER. Without objection, it is so ordered.

### COMMITTEE ON COMMERCE, SCIENCE AND TRANSPORTATION

Mr. SPECTER. Mr. President, I ask unanimous consent that the Committee on Commerce, Science, and Transportation, be authorized to meet on Wednesday, September 3, 2003, at 9:30 a.m., in SR-253, for a hearing on the *Columbia* accident investigation board's report on the space shuttle *Columbia* accident.

The PRESIDING OFFICER. Without objection, it is so ordered.

### COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

Mr. SPECTER. Mr. President, I ask unanimous consent that the Committee on Commerce, Science, and Transportation, be authorized to meet on Wednesday, September 3, 2003, at 2:30 p.m., in SR-253, for a hearing on the proposed lease of Boeing 767 tankers by the USAF.

The PRESIDING OFFICER. Without objection, it is so ordered.

### COMMITTEE ON GOVERNMENTAL AFFAIRS

Mr. SPECTER. Mr. President, I ask unanimous consent that the Committee on Governmental Affairs be authorized to meet on Wednesday, September 3, 2003, at 10:30 a.m., for a hearing titled "U.S. Postal Service: What Can Be Done to Ensure Its Future Viability?"

The PRESIDING OFFICER. Without objection, it is so ordered.

### COMMITTEE ON THE JUDICIARY

Mr. SPECTER. Mr. President, I ask unanimous consent that the Committee on the Judiciary be authorized to meet to conduct a hearing on Wednesday, September 3, 2003, at 10:00 a.m. in the Dirksen Senate Office Building Room 226 on "Judicial Nominations'."

### Witness List

Panel I: Senators.

Panel II: Carlos T. Bea to be United States Circuit Judge for the Ninth Circuit.